



SPORTS



WHITEWASH FOR HIGH SCHOOL

(From Sunday's Advertiser.)

Intercollegiate League Standing.		
P.	W.	Pct.
Punahou	8	.750
Kamehameha	8	.500
St. Louis	9	.444
High School	9	.333

St. Louis, 11; High School, 0.

(This game counts for two games, by agreement.)

Both the regular scheduled game and the postponed games between the High School and Saints were played off in one game at Alexander field, by special agreement, yesterday afternoon and the Saints whitewashed the McKinleyites by 11 to 0.

It was not a very interesting game on account of being too one-sided and the championship having been already won by Punahou. There is one more game to be played, and that will be tomorrow at Kamehameha between the Puns and Kams. Should the latter win, they will take an easy second place in the series, with a difference of only one game between them and the Puns; should they lose, they will be tied with the Saints for second place.

The feature of the afternoon was the excellent pitching of Pedro and the swatting done by the winners in the early part of the game. The High School tried three pitchers, but they put the best one in last, and it was not a case of making a success of the feat by reserving the best wine until the end.

Try Three Pitchers.

Rice went in first and was found at every curve. Then Henry Chillingworth took his place. But Chilly was not in good form, and Elisha Andrews entered the box in the seventh. He was in excellent trim and soon had the Saints guessing. But it was too late. The Thomas Square kids had eleven runs to make to tie, and they could not find that big Pedro at any stage, so though the Saints were sent away in jig time, the same thing happened to their opponents, and the game was only shortened by Elisha's excellent work.

First Run in Second.

The winners made their first in the second inning. Quni walked, but died at second with Pedro safe. Chinlito, the base-stealing kid, ran for Pedro, and at once showed how well he has been trained in the burgling business by swiping two bags. Then one Augustus Heilmiller Danzig Dreier swatted out a bingle, and Chinlito fled home.

The first signs of a balloon ascension came in the fourth. The High School was put away easily enough, and Asam lingered at the plate long enough to get to first on a bad fizzle by Rice. Quni walked the genial Asam to second, and the two of them were sent on a bag each when a loud grin belonging to Pedro halted at first on a walk.

The bases were full and none down. Then the famous Augustus, etc., doubled. It was a peach of a swat. It made a big hole in the air round center field where there was nobody to stop it, and Asam, Quni and Pedro all romped before the ball was anywhere near the infield. That was three runs in a bunch.

One More Run.

Three runs, a man on second, and none dead. Robinson binged Dreier to third and then a funny thing happened. Robinson started to steal, and Norton, with a man on third, threw to second to get him out. Of course, Augie easily romped, and the throw turned out to be a bad one. This prompted Robinson to try for third, but he was not quick enough and was put out. Then Yeichi fanned and Markham died. Four runs. Score 5 to 0 for the Saints.

Chilly took the box in the fifth and met a catastrophe. They made six off him. Chinlito made himself liked by his team once again by tripping. Alona skied, but Asam walked and stole one. Then Quni did the right thing with a bingle and brought Chinlito and Asam home.

The Balloon Ascends.

Pedro was safe on Rice's error, while Quni went to second. Then Dreier hit a short one and Chilly sent to Franco at third. The latter had his foot on the bag when he caught the ball, but failed to touch Quni. The umpire called the latter safe, although the runner was being forced, so that the bases were full again. Then Robinson binged Quni and Chinlito, for Pedro, in this was followed by a double by Yeichi which scored Dreier and sent Robinson to third.

The last run was made by Robinson, who romped, while Markham was safe on fielder's choice that sent Yeichi to third. Markham then stole second, but Yeichi was out at the plate and Chinlito died on a very pretty double play, Chillingworth to White to Norton.

After that Andrews went into the box for the High School and there was no more scoring. Yeichi played another very successful game in the outfield and handled some hot ones; he also batted well. Franco made a remarkable one-handed catch, and the High fielding was not bad by any means if they had only had some pitching to live up to.

The Official score was:

SAINTS—		
AB	R	B
Markham, 3b	5	0
Chinlito, cf	4	1
Alona, ss	5	0
Asam, 2b	4	2
Quni, c	2	1
Pedro, p	3	0
Dreier, 1b	4	2
Robinson, rf	4	1

GUARDS ARE NOW THE CHAMPIONS

(From Monday's Advertiser.)

Military League Standing.		
P.	W.	Pct.
N. G. H.	5	1.000
Marines	5	.600
Fifth Cavalry	5	.400
Fort Shafter	5	.000

At Leilehua.

N. G. H., 8; Fifth Cavalry, 7; 11 innings.

At Ala Park.

Marines, 5; Fort Shafter, 4. The National Guard team is now the champion of the Military League series. With one game left for each of the team to play, they have won all five games they have played so far and, even should they lose against Fort Shafter, which does not seem likely, there is no chance for anybody to get near them.

Should the Cavalry succeed in defeating the Marines next Sunday at Leilehua these two will tie for second place. If, however, the Marines win they will be an easy second. Good old Fort Shafter game to the very end, cannot do better than last.

It was an exciting game at Leilehua yesterday all right. It took eleven innings for the Guards to do the trick but they won out in the same way that they did a week ago by staying in the game and not getting rattled in a pinch.

Oom Paul Burns pitched nine innings when his place was taken by Lota who held the Cavalry down until his own side could score. Paul was not quite in as good form as a week ago but he twirled very nicely until the ninth inning when, feeling that he was not up to snuff he gave way to Lota.

There were several costly errors made by both sides, in fact nearly every error made resulted in a run before the inning was over. Lemon and Sumner both played fine fielding games for the Guards without any errors. Dudie not only fielded well but made four hits out of six times at bat, which is going some.

Lieutenant Groninger played a star fielding game for the Cavalry. He made no errors and sent in some peachy throws to first. Guyon, the Cavalry catcher, did well. This was his first appearance in the regimental team and he made a good impression on his own players and visitors alike.

Kama is another new one in the box and he twirled a mighty heady game for the losers. The Cavalry played the best game they have yet put up, and the meeting between them and the Marines next Sunday ought to be a hummer.

The lineups were: Cavalry—Guyon, c; Kama, p; Sheppard, 1b; Bates, 2b; Groninger, 3b; Walters, ss; Butler, lf; Hanson, cf; Dines, rf.

N. G. H.—Soares, c; Burns and Lota, p; Marcellino, 1b; Bushnell, 2b; Smith, 3b; Lemon (capt.), ss; Lota and Burns, lf; Kani, cf; Sumner, rf.

Burns pitched 9 innings and Lota 2. Base hits, N. G. H., 10; Cavalry, 8. Struck out, by Burns, 2; Lota, 3; M. Kama, 5. Bases on balls, Burns, 4; Lota, 0; Kama, 3. Hit by pitched ball, Sumner. Home run, Hanson. Time of game, 2 hours 2 minutes.

The weather was hot and dusty but was ideal for baseball. Several of the N. G. H. officers accompanied the team, among them Colonel Ziegler and Major Camara.

SPORT NOTES.

The minor baseball situation is still in statu quo, which means that nothing was decided at the meeting of the Riverside League yesterday afternoon. A courteous request came from the C. A. C. committee that the meeting be postponed, as one of their number was out of town on business and could not be present. A resolution was therefore passed postponing the meeting until Thursday afternoon at the same place and hour, Mr. Atkinson's office at 12:15 p. m.

There will be a meeting of owners or skippers of yachts eligible for the Cooper cup race on June 6, at the Commercial Club at 8 o'clock tonight. All those interested are requested to attend as the object of the meeting is to decide on handicaps for the yachts.

George Hernandez has another good one that he sprung yesterday. If you can get enough suckers to take you up, wager that the winning team in a baseball game will make as many runs in one inning as the losing team does in all their innings and see if you don't come out ahead eighty per cent. A glance at the scores of the Coast games will show that George is right.

Yeichi, if 4 0 1 0 0 0 0

Totals.....35 11 10 9 27 14 2

HIGHS—ABR BHSBPO A E

Rice, cf-ss 3 0 1 0 3 2 2

Hoe, rf-cf 3 0 0 0 1 1 0

Chillingworth, p-ss 4 0 1 0 3 3 0

Franco, 2b 4 0 0 0 4 0 1

Andrews, p-rf 4 0 0 0 0 1 0

Mark, 2b 4 0 0 1 3 2 0

Norton, c 3 0 0 0 6 1 3

White, 1b 3 0 0 0 4 1 0

Kaulukou, lf 2 0 2 0 0 0 0

Totals.....30 9 4 1 24 11 6

Saints: Runs.....10 4 6 0 0 0 0 0

B. H.....0 1 1 2 4 2 0 0 0 0

Runs.....0 0 0 0 0 0 0 0 0 0

Higs: B. H.....0 0 0 0 2 0 0 0 0 0

Two-base hits, Dreier, Yeichi; three-

base hit, Chinlito; bases on balls, off

Rice 4, Chillingworth 1, Pedro 1;

struck out, by Rice 2, Chillingworth

1, Andrews 2, Pedro 3; passed ball,

Norton; sacrifice hits, Rice, Hoe;

double play, Chillingworth to White to

Norton. Time of game, 1 hour 25 min-

utes; umpire, Williams; scorer, C. F.

Schmutzler.

KAMEHAMEHA, ONLY YACHT TO FINISH, WINS THE RACE

(From Monday's Advertiser.)

Kamehameha covered the course in seven hours forty-one minutes. None of the other yachts finished.

It could not by any possible stretch of the imagination be called an exciting yacht race for the Irwin cup yesterday. The only wind there was, was openly and blatantly, yet unblushingly, favorable to the Kam. This is not to detract from the credit coming to Captain Scott for the clever and seamanship-like way in which he handled his boat, but there is no getting round it, when the Kam rounded a stake boat, up would come a little breeze from dead aft, while the other yachts were all in the doldrums.

The most glaring exhibition of favoritism on the part of the wind god was near the finish of the race. Those on the judges boat were just about to make up a pool on whether the Kam would make it in the time limit or not, when the breeze began to freshen and the gallant yacht, with all her kites set, swooped down on the bell buoy.

She doused her spinnaker and jibed mainsail and balloon for the run to the spar buoy. Then the wind dropped altogether and it looked as though it were all off. But not so. That lull was a mere interim. A nice fresh breeze came out of the south and the Kam easily ran over the line with nineteen minutes to spare.

Two Collisions.

Although the race was not exciting, everybody seems to have had a good

time. There were two collisions, in which the Hawaii I, and Gladys both had their mainsails badly torn, but kept in the race just the same. Both were accidental and were due to lack of proper steering way on account of the light breeze.

The first mishap was just before the second gun was fired. The Hawaii I, was approaching the line on the starboard tack, with the right of way, and the Kam was falling back from the line on account of being too near, on the port tack. The two yachts drifted close together and Captain Scott put his helm hard a-lee, but the Kam would not luff in time and her bowsprit punctured the Hawaii's mainsail, tearing a long slit near the leach.

This bothered Alce Lyle little, if at all. "That's all right," he shouted. "You couldn't help it, and we can sail just as well. It's mighty convenient to have a hole in the sail to jump through when she goes about." And so, what might have led to words and hard feeling, was turned off with a neat jest.

The second collision took place off Diamond Head. The Gladys was on the port tack and thought she could clear the Helen's bows. Too late Captain King saw that he could not make it and put about. He shot up to windward of the Helen and the latter's bowsprit went through his sail before Captain Whitney had a chance to do anything. Had there been any kind of breeze at the time, this would never have happened.

C. A. C. AND AALA TO PLAY AGAIN

By W. Tin Chong.

Aalas, 6; C. A. C., 2.

U. S. M. C., 5; Fort Shafter, 4.

The Aalas defeated the Chinese team yesterday afternoon at Ala Park by the score of six to two, in the championship series of the Cupid League. This is the second game of the two out of three series and so it will require one more to decide the champions, which will take place next Sunday. It was a large crowd which witnessed the contest, but there was no excitement until the seventh inning, when the Aalas scored three men thus leading by the score of three to two in their favor.

The features of the day was the pitching of Tom Pedro, who has been doing such wonderful work in the box lately, that he is now considered as one of the best slubbers ever seen here in an amateur league. His marvelous catch of a liner in the fourth inning brought forth much cheering from the fans. Sing Chong met the ball with a hard smack in this inning. It went directly into Pedro's hands and the funniest part of it was that he caught the ball before anyone had noticed it. Apau had an off day, he did not do as well as usual in the box for the dragonets, especially so in the eighth inning when Souza, Pedro and Fred Luning, each received transportation to the initial sack.

Chinese Score in Fifth.

For four innings, neither team scored, but in the fifth, the Chinese managed to send Eng Sang across the home plate. Che Bui died from Soxt to Johnson and Asam failed to meet Pedro. Eng Sang then walked on four balls. Mark then got safe on Johnson's fumble and Sang went to third and Mark swiped the next. Ako made safe on Deponte's error and Sang romped. Mark tried to steal home and was put out.

The dragonets' next run was scored in the seventh. Eng Sang binged, but was caught off first base. Mark was safe on Souza's fumble and reached second on a wild pitch. Ako died at first and Mark went to third. Apau then binged and Mark romped, Alona fanning the air.

Big Doings in Seventh. The last half of the seventh was a big one for the Aalas. Luning walked, but was forced out at second on a hit by Leandro. The latter retired in the same way on Leslie's hit. Flizer received a pass to the initial sack. Then Deponte, otherwise known as "Red" among the fans, came in with a big surprise by a home run over to left field, the ball going past Beretania avenue. This scored both Leslie and Flizer, making the score 3 to 2. A trick was again repeated in the eighth inning. This time Souza, Pedro and Luning were the lucky ones to cross the plate. Apau went up in a balloon and it took the dragonets quite a little time before he was brought back to earth.

The C. A. C. team was unable to score in the ninth and this ended the game. The final contest will take place next Sunday.

Disputed Decision.

The second contest was won by the U. S. M. C. It was a nice game from beginning to end and everything went along nicely until the ninth inning, when a dispute on Umpire Fernandez's decision was made. McCall romped on a wild throw by Williams, but was called back to third, and it is pretty well stated now that a protest will be entered.

The following are the official scores: C. A. C.—ABR BHSBPO A E
A. Alona, rf.....5 0 1 0 0 1 0
Sing Chong, ss.....3 0 0 0 1 0 0
Hong Chack, lf.....4 0 0 1 0 0 0
Che Bui, c.....2 0 0 0 0 3 0
Asam, 2b.....4 0 0 0 2 1 1
Eng Sang, 1b.....3 1 1 0 13 0 1
C. Y. Mark, cf.....3 1 0 1 2 0 0
Ako, 3b.....4 0 1 0 1 2 0

Apau, p 4 0 1 0 0 6 0

Totals 32 2 4 2 24 14 2

AALA—ABR BHSBPO A E

Flizer, lf 4 1 1 1 1 0 0

Deponte, ss 5 1 2 0 2 0 2

Akana, 3b 4 0 0 0 0 1 0

Johnson, 1b 3 0 0 0 1 1 1

Souza, 2b 2 1 2 0 13 1

Pedro, p 2 1 0 0 2 3 0

Luning, c 1 1 0 0 9 3 0

Leandro, cf 4 0 0 0 10 0

Leslie, rf 4 1 1 0 0 0 0

Totals 29 6 6 1 27 11 4

C. A. C.: Runs.....0 0 0 0 1 0 10 0 2

B. H.....0 0 0 0 1 2 0 1 4

Aalas: Runs.....0 0 0 0 0 3 3 6

B. H.....2 0 0 0 1 1 2 6

Two-base hits, Souza, Leslie; home run, Deponte; base on balls, off Apau 7, off Pedro 4; struck out, by Apau 4, by Pedro 8; wild pitches, Pedro 2; hit by pitched ball, Johnson; sacrifice hits, Che Bui, Souza; double play, Pedro to Luning to Johnson. Time of game, 1 hour 40 minutes. Umpire, E. Fernandez. Scorer, W. Tin Chong.

F. SHAFER—ABR BHSBPO A E

McCall, 2b 3 2 2 0 4 1 0

Moran, rf 5 1 2 0 0 0 0

Lewis, 3b 4 1 1 1 3 0 0

Rowe, ss 4 0 1 1 0 2 0

Ellis, lf 4 0 1 1 0 0 1

Gongol, cf 4 0 2 0 1 0 1

Oakley, c 3 0 0 0 1 4 0

Boloun, p 4 0 2 4 5 0 0

Ramsey, 1b 3 0 0 0 10 1 1

Totals 34 4 9 5 24 13 2

U. S. M. C.—ABR BHSBPO A E

Hayes, cf 4 1 2 0 2 0 0

Williams, c 3 0 1 0 4 2 1

Gaw, ss 1 2 0 0 1 1 0

Call, 3b 2 0 0 0 3 1 1

Hines, p 2 0 0 0 1 3 0

Knight, rf 3 1 3 2 3 0 1

Thompson, lf 3 0 1 0 2 0 0

Makin, 2b 3 1 2 0 2 1 0

Kilgore, 1b 2 0 0 0 5 0 1

Winters, 1b 1 1 0 4 0 0 0

Totals 27 5 12 2 27 10 4

Shafter: Runs.....2 0 0 0 2 0 0 0 4

B. H.....2 0 0 0 2 1 1 1 0

Marines: Runs.....0 1 0 0 2 0 2 5

B. H.....0 2 1 0 1 2 1 5 6 12

DISPOSES OF A NEW QUESTION

The Supreme Court of the Territory holds that there is no statutory or valid objection to the employment of private counsel in the prosecution of a person charged with crime, the attorney being associated with the regular recognized government official possessing the right of prosecution.

The question arose for the first time in the Territory in connection with the case of the Territory against Chong Chak Lai. When the defendant was arraigned in court A. S. Humphreys stated that he was the associate counsel for the prosecution, and Attorney Lightfoot for the defense objected to Humphreys appearing in the case on the ground that he was employed by the Chinese Consul.

The question reserved for the Supreme Court was "can an attorney employed by the complaining witness be permitted in this jurisdiction to take part in the prosecution of a defendant under indictment for the alleged violation of a territorial statute."

The decision of the Supreme Court holds that the practice in Hawaii has always been to allow the public prosecutor to engage or permit the appearance of private counsel in the prosecution of a case.

"The cases cited by the defendant," the decision states, "set forth reasons of public policy for requiring prosecutions to be conducted solely by attorneys officially authorized lest the dispassionate course suited to an official prosecution may degenerate into attempts to harass and annoy from motives of revenge or ill-will rather than such as are supposed to actuate the course of a law officer whose official responsibility is measured solely by a desire to vindicate the majesty of the law."

This contention the decision disposes of in the following language:

"But we do not consider that the statute presents any question for construction as to its meaning. The attorney general and his deputies are required to appear for the Territory in all public prosecutions and are responsible on their oaths of office for the performance of their duties without fee or reward. They cannot delegate the performance to private persons nor is this done by permitting an attorney employed by private persons to assist in trials. The attorney general does not thus relinquish his control over a case. It would be the duty of the court to restrain any exhibition of spite or an attempt at persecution on the part of the counsel so engaged. The public conscience would quickly be aroused by any appearance of administering the criminal law for merely private ends. Juries would be prompt to show by their verdicts their sense of such misuse of public functions. Indeed, astute counsel would avoid the impression of trying to wreck private vengeance under the pretense of assisting in a fair and honorable prosecution of crime."

Claims Not Valid.

Judge De Bolt rendered an interesting decision yesterday in connection with the estate of W. Brash, on a motion for the distribution of the property to the heirs. Judge De Bolt holds that Mrs. Robson is entitled to the entire fire claims of \$800, one of the assets of the estate, and in the course of his judgment on the rival claims set up by Chinese he says:

"This matter comes before the court on motion of Mrs. Robson for a distribution of the said estate. The particular property for distribution is an award of the Fire Claims Commissioners of \$800. Pang King Chee, for Yee Sing Stables, also makes a claim to this sum of \$800, or such portion thereof as their interest may appear to be. "Section 7, Act 15, of the laws of 1901, creating the Board of Fire Commissioners to pass upon the claims of parties who suffered loss of property in the great fire of 1900, reads as follows: 'No claim for speculative or consequential damage or for loss of profits during the interruption of business, nor any loss except for the destruction of or direct damage to property by fire or removal will be considered by the Commissioners.' It would seem to be the purpose of this statute, not to make awards for the compensation of all losses that might have been incurred by persons by reason of that fire, but to a limited extent; namely, for the destruction of tangible, physical property only. Hence it follows that no person had a standing before that court, unless he was able to establish by competent and satisfactory evidence that he was the loser of some tangible, physical property, as a consequence of the fire, and that the property or some use thereof.

"It appears in evidence that the Chinese claimants at one time prior to the fire held a lease which provided that all buildings then upon the premises or any buildings thereafter erected by them on the premises were to remain and become the property of the landlord at the termination of the lease. This lease having expired and a new lease thereafter executed, somewhat different in its terms but practically the same so far as the questions involved in this matter is concerned, provided also that the buildings erected upon the premises, either by the lessor or by the tenants, should become the property of the landlord. This lease contained no provision allowing the tenants to remove any buildings, and of course they could not have sold or otherwise disposed of them; nor could said buildings have been levied upon or sold under execution on a judgment against the tenants apart from the leasehold interest.

Loss Not Tangible.

"By the well known rule of law, premises thus erected upon the land of the landlord, become his property and it is not unreasonable to infer that the landlord contemplated or looked upon the retaining of the buildings at the end of the lease as part of his rent. Surely the lessor would have charged more cash rent for the premises if a tenant